

EXHIBIT

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DATE

1/19/09

HB

104

**MONTANA DEPARTMENT OF MILITARY AFFAIRS
INFORMATION SHEET**

**HB 104
Representative French**

AMENDMENT OF SECTION 10-1-501 (Pay for militia), MCA.

INTENT

10-1-501, MCA: Amendment of section 10-1-501, (Pay for Militia), MCA, will allow state active duty pay to be drawn from appropriated funds. Currently, state active duty pay and expenses can only be paid from the general fund. Last special session, House Bill 3 was passed by the legislature to establish a state special revenue fund to pay the costs of fighting fires. This fund expires on June 30, 2009 but House Bill 165, if passed, reestablishes this fund and makes it permanent. The proposed amendment would allow state active duty for firefighting to be paid from this fund or from federal grant funds if available.

CONCLUSION

This proposed legislation substitutes "on appropriated funds" for "upon the general fund of the state", in subpart (1) of Section 10-1-501, MCA. The proposed change will allow state active duty for firefighting to be paid from other available funds in addition to the general fund currently authorized by the statute.

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